

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION

CHEETAH OMNI LLC
Plaintiff,

vs.

ALCATEL-LUCENT USA, INC. ET AL.
Defendants.

U.S. Circuit Judge Timothy B. Dyk

Civil Action No. 6:11-cv-390

Jury Demanded

**PLAINTIFF, CHEETAH OMNI, LLC'S OBJECTIONS TO TELLABS'
COUNTER-DESIGNATIONS TO DEPOSITION DESIGNATIONS**

Plaintiff reserves the right to supplement these objections as may be appropriate.

Tellabs' Objection Key to Deposition Designations:

Abbreviation	Objection
AA	Asked and Answered
AFE	Assumes facts not in evidence
BS	Beyond the Scope of Rule 30(b)(6) designation
C	Compound
CT	Counsel Testifying
EO	Improper Expert Opinion
I	Can be used for impeachment purposes only
IAC/NE	Improper attorney commentary; Not Evidence
L	Leading
LC	Contains legal conclusion
LF	Lacks Foundation
LO	Improper Lay Opinion
ME	Misstates / Misquotes evidence
MS/MIL	Subject to Motion to Strike or Motion in Limine
NR	Non-Responsive
O	Contains inappropriate opinion
OS	Outside the scope of the deposition subpoena topics
S	Speculation
VA	Vague / Ambiguous
106	Incomplete; Completeness
402	Irrelevant; Relevance
403	Unduly prejudicial (FRE 403); Misleading / prejudicial / More Prejudicial than Probative (FRE 403); Confusion; Out of Context
602	Lacks Personal Knowledge
802	Hearsay
901	Authentication

Cheetah's Objections Key:

* Conditional

A = Argumentative

F = Foundation

H = Hearsay

N = No Designation (Counter-Designation Improper)

P = Prejudice/Cumulative

R = Relevance

S = Speculation

V = Vague

Renato Cavour (July 23, 2013)				
Cheetah Designations		Tellabs		Cheetah's Objections to Tellabs' Counter-Designations
Begin	End	Objections	Counter-Designations	
4:5	4:8			
4:22	4:23			
			5:5-13	
5:14	5:15			
			5:16-18	
5:19	5:22			
6:1	6:3			
6:16	6:16			
			7:2-8:3	R
8:4	8:7			
8:10	8:14			
8:16	8:25			
9:1	9:5			
			11:8-18	
11:19	11:23			
13:2	13:6			
			13:19-22	
			13:25-14:3	
			14:5-6	
			14:9-17	F
			14:23-15:2	
15:3	15:21			
			15:22-23	
15:24	15:25			
16:1	16:13	C; LC		
			16:14-17	
			16:21-17:2	
18:18	18:20			
18:23	18:23			
19:11	19:22			
			25:1	
			25:5	
			25:7-9	
24:9	24:25			
25:10	25:12			
25:15	25:16			
25:18	25:20	LC; VA		

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Cheetah Designations		Tellabs		Cheetah's Objections to Tellabs' Counter-Designations
Begin	End	Objections	Counter-Designations	
25:25	25:25			
26:1	26:25	26:13-15; 403; VA		
27:1	27:4			
27:10	27:25			
28:1	28:4			
28:22	28:25	LC; 403; VA		
29:2	29:3	LC; 403; VA		
			29:5-7	
			29:10	
			29:12	
29:13	29:16			
			29:17-21	
29:22	29:25			
30:1	30:4			
31:1	31:4	LF; 403		
31:7	31:7	LF; 403		
31:9	31:10	S		
31:14	31:25	31:14-16; S 31:23-25; VA; LC		
32:1	32:1	VA; LC		
32:4	32:4	VA; LC		
32:6	32:7	LC; VA		
32:10	32:10	LC; VA		
32:19	32:23			
33:1	33:2			
33:4	33:6	LC; VA		
33:9	33:9	LC; VA		
33:11	33:14	602; S		
33:17	33:17	602; S		
			33:19-34:23	
			35:2	
			39:9-12	P,R,F
			40:7-8	P,R,F
			40:12-14	
			40:16-17	P,R,F
			40:20-21	
42:22	42:25			
43:1	43:2			
			43:7-12	

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Cheetah Designations		Tellabs		Cheetah's Objections to Tellabs' Counter-Designations
Begin	End	Objections	Counter-Designations	
			43:22-44:1	
45:1	45:23			
46:3	46:8			
47:6	47:16	47:13-16; LF; VA; 403		
47:20	47:25	LF; VA; 403		
48:1	48:1	LF; VA; 403		
			48:3-11	
			48:15-18	
48:20	48:23	VA; LC		
49:3	49:7	VA; LC		
49:9	49:14	49:12-14; LF; S		
49:18	49:20	LF; S		
49:22	49:25			
			50:1-10	
50:11	50:17	50:15-17; VA; LC		
50:22	50:23	VA; LC		
51:17	51:21			
52:2	52:5			
			52:6-9	
			52:13-18	
			55:20-24	F
			56:5	
			56:7-23	F
57:8	57:11			
57:15	57:17			

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Jack Kelly, Ph.D. (March 28, 2012)				
Cheetah Designations		Tellabs		Cheetah's Objections to Tellabs' Counter-Designations
Begin	End	Objections	Counter-Designations	
7:25	7:25			
8:1	8:6	8:2-4 402		
8:25	8:25			
9:1	9:2			
9:16	9:18			
9:25	9:25			
10:1	10:8			
10:25	10:25			
11:1	11:23			
13:5	13:8			
13:10	13:13			
14:17	14:25	14:20-22; 25 402		
15:1	15:2	15:1 402		
15:10	15:25			
16:1	16:6			
17:7	17:11			
18:15	18:16			
18:21	18:23			
22:22	22:25			
23:3	23:5			
23:7	23:10			
23:14	23:17			
23:19	23:23			
23:25	23:25			
24:1	24:6			
24:22	24:22			
25:5	25:11	25:7 402		
25:13	25:14			
25:16	25:16			
25:19	25:23	25:21 402		
26:8	26:9			
26:12	26:14	26:13 402		

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Jack Kelly, Ph.D. (March 28, 2012)				
Cheetah Designations		Tellabs		Cheetah's Objections to Tellabs' Counter-Designations
Begin	End	Objections	Counter-Designations	
26:16	26:16			
26:18	26:21			
33:18	33:21	402		
34:2	34:2	402		
34:4	34:5	402		
34:7	34:8	402		
34:10	34:10	402		
34:12	34:13	402		
34:15	34:16	402		
34:18	34:20	402		
34:22	34:22	402		
34:25	34:25	402		
35:1	35:7	402		
35:20	35:22	402		
39:6	39:25	39:25 402		
40:1	40:5			
40:23	40:25			
41:3	41:6			
41:8	41:10			
42:4	42:17			
51:1	51:9	51:3-9 CT, IAC/NE, ME, NR		
52:9	52:24	52:20 402		
53:11	53:16	53:12 402		
55:9	55:15			
55:18	55:19			
55:21	55:25			
56:1	56:4			
56:14	56:16			
56:19	56:19			
56:22	56:22			
57:16	57:19			
57:22	57:23			
58:9	58:12			
58:15	58:15			

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Jack Kelly, Ph.D. (March 28, 2012)				
Cheetah Designations		Tellabs		Cheetah's Objections to Tellabs' Counter-Designations
Begin	End	Objections	Counter-Designations	
58:17	58:25			
59:1	59:4			

Kenneth E. Noreen (March 15, 2013)				
Cheetah Designations		Tellabs		Cheetah's Objections to Tellabs' Counter-Designations
Begin	End	Objections	Counter-Designations	
4:21	4:23			
			5:9-14	
6:2	6:13			
6:17	7:10			
11:6	11:11			
16:25	17:2			
23:13	23:15			
23:24	24:24			
25:11	25:13			
25:16	26:5			
			26:6-8	
			29:7-21	
31:25	32:2			
38:11	38:14			
38:20	38:24			
40:10	40:21			
40:24	40:25			
41:2	41:3			
41:6	41:8			
41:10	41:12			
41:15	41:22			
			42:10-12	
			42:15-21	
			45:9-18	
			46:5-9	
			48:20-21	
			48:25-49:3	
			49:5-7	
50:9	50:10			
50:14	50:16			

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Kenneth E. Noreen (March 15, 2013)				
Cheetah Designations		Tellabs		Cheetah's Objections to Tellabs' Counter-Designations
Begin	End	Objections	Counter-Designations	
50:18	50:20			
50:24	51:2			
			52:17-21	
			52:23-53:12	
			54:2-10	
			54:25-55:7	
73:21	74:10			
			74:11-15	
			75:13-16	
75:25	75:25			
76:7	76:8			
			76:10-77:10	
			78:12-15	
			78:23-25	
86:6	86:7	106		
95:16	95:19	VA; 403		
96:15	99:1			
			99:2-19	S (99:12-16)
			100:23-24	S
			101:6-11	S
			103:13-14	S
			103:19-104:1	S
104:4	104:7	VA; 403		
104:10	104:12			
104:14	104:17			
104:22	105:1			
105:16	105:23			
106:11	106:13			
106:17	106:23			
114:17	114:25			
115:10	115:24			
116:2	116:3			
116:5	116:8			
116:12	116:17			
117:3	117:5			
117:20	117:23			
118:1	118:6			
118:12	118:13			

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Kenneth E. Noreen (March 15, 2013)				
Cheetah Designations		Tellabs		Cheetah's Objections to Tellabs' Counter-Designations
Begin	End	Objections	Counter-Designations	
118:19	118:21			
118:24	118:25			
119:2	119:3			
119:7	119:12			
120:4	120:7	LF; 602; BS		
120:12	121:1	LF; 602; BS		
121:3	121:4	LF; 602; BS; VA; 403		
121:9	121:18	LF; 602; BS; VA; 403		
121:20	121:21	LF; 602; BS; VA; 403		
122:2	122:2	LF; 602; BS; VA; 403		
122:4	122:4	LF; 602; BS; VA; 403		
122:7	122:8	LF; 602; BS; VA; 403		
			122:10-123:10	
			126:6-15	
127:15	128:17			
			128:18-19	
			128:22	
			128:24-129:1	
			129:5-129:19	
			130:10-131:3	
			131:7-12	
			131:23-132:4	
			132:21-24	
			134:3-16	
150:20	150:23			
150:25	151:1			
151:5	151:7			
			152:3-10	

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Robert T. Ridsen, Jr. (July 23, 2013)				
Cheetah Designations		Tellabs		Cheetah's Objections to Tellabs' Counter-Designations
Begin	End	Objections	Counter-Designations	
4:21	4:23			
			5:3-11	
5:12	6:9			
7:6	7:23	7:20-23 BS; 403		
			8:6-9	
			9:10-17	
			9:21-10:4	
10:6	10:15			
10:24	11:6			
			11:15-24	
11:25	12:15			
			17:15-19:3	
19:4	19:6			
			19:7-13	
19:14	20:25	20:23-25 AFE; 403		
21:3	21:4			
21:22	22:5			
22:9	22:9			
26:23	27:10			
27:13	27:16			
27:18	27:21			
			27:22-28:5	
			28:8-9	
28:11	28:13			
31:2	31:4	106; 403		
			31:5-14	
31:15	32:1	106; 403		
32:9	32:10	403		
32:14	32:19	403		
32:21	33:9	32:21 – 33:4 403 33:5-9 AFE; S; VA		
33:13	33:13			
33:20	33:21			
33:23	34:2	AFE; S; VA; 403		

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Robert T. Ridsen, Jr. (July 23, 2013)				
Cheetah Designations		Tellabs		Cheetah's Objections to Tellabs' Counter-Designations
Begin	End	Objections	Counter-Designations	
34:5	34:5	403		
34:7	34:16	34:7-16 403 34:10-12 LO; 402; 403		
34:19	34:19	403		
34:21	34:22	403		
34:25	34:25			
			37:14-25	R, P (Cumulative)
39:16	40:20			
			41:6-17	
42:9	43:4			
43:8	43:10			
43:12	43:21			
44:5	44:7	602; LF; BS		
44:11	44:12	602; LF; BS		
44:14	44:14	602; LF; BS		
44:17	45:3	602; LF; BS		
45:5	45:9	AFE; BS; S; 602; 403		
45:13	45:21	AFE; BS; S; 602; 403		
			46:23-47:2	
			47:21-25	
			48:2-3	
			48:6	
			48:23-49:8	V (Misleading without designating 48:21-22)
			49:19-24	
			50:3-5	
			50:7-51:7	

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Robert T. Ridsen, Jr. (July 23, 2013)				
Cheetah Designations		Tellabs		Cheetah's Objections to Tellabs' Counter-Designations
Begin	End	Objections	Counter-Designations	
			51:10-13	

Thomas A. Strasser (October 30, 2013)				
Cheetah Designations		Tellabs		Cheetah's Objections to Tellabs' Counter-Designations
Begin	End	Objections	Counter-Designations	
7:7	7:10			
9:21	9:25			
10:1	10:5			
23:9	23:25	23:13 402		
24:2	24:2	402		
24:4	24:8			
40:1	40:9			
43:10	43:25	43:24-25 106		
44:1	44:5	106		
			44:6-7	
			44:9-18	
45:14	45:15			
45:17	45:18			
46:17	46:19			
46:22	46:25			
47:1	47:1			
47:4	47:7			
47:12	47:14			
47:16	47:18			
48:11	48:12			
48:15	48:17			
66:12	66:16			
66:18	66:22			

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Yajun Wang (August 9, 2012)				
Cheetah Designations		Tellabs		Cheetah's Objections to Tellabs' Counter-Designations
Begin	End	Objections	Counter-Designations	
5:24	6:5			
10:10	10:13	901; IAC/NE; 402; 403		
14:3	14:16			
14:24	14:24			
21:10	21:18	901; LF		
			22:12-16	R,P
22:17	23:2			
			24:21 – 25:1	
			25:11-19	
28:23	29:5			
29:10	29:11			
29:13	29:17			
29:22	29:24			
30:15	30:17	S; VA		
30:21	30:22	S; VA		
			32:21-23	
			33:7-19	
			36:25 – 37:1	
			37:9-14	
			38:1-6	
			39:3-6	V,R
39:12	39:22			
39:24	40:8			
			40:9-10	
			40:15-21	
			41:5-9	
42:3:	42:13			
42:20	43:5			
			43:21-22	
			44:11-12	
			44:14-22	
			47:3-5	
			47:9-10	
			47:19-22	
			48:23 – 49:25	P,R
			50:5-11	P,R
			50:14-18	P,R
			52:21-25	P,R

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Yajun Wang (August 9, 2012)				
Cheetah Designations		Tellabs		Cheetah's Objections to Tellabs' Counter-Designations
Begin	End	Objections	Counter-Designations	
53:9	53:14			
			53:15-20	P,R
			53:23-25	P,R
			54:7-11	P,R
			69:3-9	P,R
			70:1-7	P,R
83:17	85:12	402; 403; LF; 901		
85:16	85:18	402; 403; LF; 901		
88:3	88:6	OS; 402; 403; VA		
83 [sic] 88:11	83 [sic] 88:14	OS; 402; 403		
89:14	89:18	402; 403		
93:8	93:14	901		
			94:22-23	
			94:25-95:7	
96:9	96:11	OS; S; VA; 402; 403		
96:16	96:18	OS; S; VA; 402; 403		
97:10	97:13	OS; VA; 402; 403		
97:18	97:23	OS; VA; 402; 403		
98:1	98:3	OS; S; 402; 403		
98:8	98:10	OS; S; 402; 403		
98:12	98:13	OS; S; 402; 403		
98:18	98:19	OS; S; 402; 403		
98:21	98:21	OS; S; 402; 403		
98:23	98:24	OS; S; 402; 403		
99:2	99:2	OS; S; 402; 403		
99:4	99:5	OS; S; 402; 403		
99:23	99:25	OS; S; 402; 403		
100:2	100:5	OS; S; 402; 403		

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Yajun Wang (September 12, 2013)				
		Tellabs		Cheetah's Objections to Tellabs' Counter-Designations
Begin	End	Objections	Counter-Designations	
			5:21-6:18	N
			7:10-13	N
			7:17-8:3	N
			8:14-9:3	N
			9:15-18	N
			9:21-10:17	N
			12:16-21	N
			15:21-25	N
			16:13-15	N
			16:19-21	N
			17:12-15	N
			17:18-22	N
			27:10-19	N
			27:21-23	N
			31:8-22	N
			32:1-5	N
			34:4-12	N
			37:8-13	N
			40:5-24	N
			42:1	N
			42:9-14	N
			42:20-43:2	N
			43:4-8	N
			43:22-44:3	N
			45:23-46:6	N
			47:15-21	N
			47:25-48:3	N
			48:5-24	N
			50:2-51:2	N
			51:7-18	N
			51:21-23	N
			52:11-53:2	N
			53:6-10	N
			54:20-56:20	N
			57:3-8	N
			60:22-61:9	N
			62:7-10	N
			62:14-20	N
			63:18-22	N

Cheetah's Objections Key:

* Conditional	N = No Designation (Counter-Designation Improper)
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Yajun Wang (September 12, 2013)				
		Tellabs		Cheetah's Objections to Tellabs' Counter- Designations
Begin	End	Objections	Counter-Designations	
			63:25-64:4	N
			64:6-9	N
			64:14-18	N
			66:2-12	N
			67:9-22	N
			68:1-10	N
			70:15-71:11	N
			71:22-24	N
			72:3-6	N
			72:16-74:2	N
			74:11-19	N
			75:3-13	N
			77:21-78:25	N

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V = Vague

Dated: January 31, 2014

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing document was filed electronically in compliance with Local Rule CV-5(a). Therefore, this document was served on all counsel who are deemed to have consented to electronic service. Local Rule CV-5(a)(3)(A). Pursuant to Fed. R. Civ. P. 5(d) and Local Rule CV-5(d) and (e), all other counsel of record not deemed to have consented to electronic service were served with a true and correct copy of the foregoing by email on **January 31, 2014**.

/s/ Thomas A. Lewry